



April 4, 2003

ENGROSSED HOUSE BILL No. 1410

DIGEST OF HB 1410 (Updated April 3, 2003 11:02 AM - DI 102)

Citations Affected: IC 22-8.

Synopsis: Employer record keeping requirements. Reduces from 48 hours to eight hours the time within which work related deaths and disasters must be reported to the commissioner of labor. Reduces from five to three the number of person who must be hospitalized in order for a work related incident to be defined as a disaster.

Effective: July 1, 2003.

Mays, Liggett, Saunders

(SENATE SPONSORS — HARRISON, CRAYCRAFT, ANTICH)

January 14, 2003, read first time and referred to Committee on Labor and Employment.
January 23, 2003, amended, reported — Do Pass.
January 27, 2003, read second time, ordered engrossed. Engrossed.
January 28, 2003, read third time, passed. Yeas 86, nays 0.

SENATE ACTION

February 11, 2003, read first time and referred to Committee on Pensions and Labor.
April 3, 2003, amended, reported favorably — Do Pass.

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EH 1410—LS 6788/DI 102+



April 4, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1410

A BILL FOR AN ACT to amend the Indiana Code concerning labor and industrial safety.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 22-8-1.1-43.1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 43.1. (a) ~~The bureau,~~
3 ~~at the direction of~~ The commissioner may adopt rules requiring all
4 employers having eleven (11) or more employees employed to make
5 and retain records of, and to make reports on, all work related deaths,
6 injuries, and illnesses.
7 (b) Such rules shall specifically include all of the reporting
8 provisions of IC 22-3-4-13 and IC 22-3-7-37.
9 (c) (b) Deaths and disasters shall be reported directly to the
10 commissioner within ~~forty-eight (48)~~ **eight (8)** hours. "Disaster" is any
11 incident which results in the hospitalization of ~~five (5)~~ **three (3)** or
12 more persons.

EH 1410—LS 6788/DI 102+



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COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred House Bill 1410, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 3, delete "Subject to the requirements of the federal".

Page 1, delete line 4.

Page 1, line 5, delete "amended and in effect on January 1, 2003," and insert "**Except as provided in subsection (b),**".

Page 1, between lines 13 and 14, begin a new paragraph and insert:

"(b) The commissioner may not adopt rules under subsection (a) that are more stringent than the corresponding rules adopted by the United States Department of Labor under the federal Occupational Safety and Health Act (29 U.S.C. 651 et seq.), as amended."

Page 1, delete lines 14 through 17.

Page 2, delete lines 1 through 20.

and when so amended that said bill do pass.

(Reference is to HB 1410 as introduced.)

LIGGETT, Chair

Committee Vote: yeas 13, nays 0.

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SENATE MOTION

Mr. President: I move that Senator Antich be added as cosponsor of Engrossed House Bill 1410.

HARRISON

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COMMITTEE REPORT

Mr. President: The Senate Committee on Pensions and Labor, to which was referred House Bill No. 1410, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 2, reset in roman "(a)".

Page 1, line 3, delete "Except as provided in subsection (b), the" and insert "The".

Page 1, line 4, reset in roman "having eleven".

Page 1, line 5, reset in roman "(11) or more employees employed".

Page 1, line 9, after "(c)" insert "**(b)**".

Page 1, line 9, reset in roman "Deaths and disasters shall be reported directly to the".

Page 1, line 10, reset in roman "commissioner within".

Page 1, line 10, after "(48)" insert "**eight (8)**".

Page 1, line 10, reset in roman "hours. "Disaster" is any incident".

Page 1, line 11, reset in roman "which results in the hospitalization of".

Page 1, line 11, after "(5)" insert "**three (3)**".

Page 1, line 11, reset in roman "or more persons".

Page 1, delete lines 12 through 16.

and when so amended that said bill do pass.

(Reference is to HB 1410 as printed January 24, 2003.)

HARRISON, Chairperson

Committee Vote: Yeas 8, Nays 0.

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